

1 MICHAEL A. KELLY, State Bar No. 71460  
[MKelly@WalkupLawOffice.com](mailto:MKelly@WalkupLawOffice.com)  
2 RICHARD H. SCHOENBERGER, State Bar No. 122190  
[RSchoenberger@WalkupLawOffice.com](mailto:RSchoenberger@WalkupLawOffice.com)  
3 MATTHEW D. DAVIS, State Bar No. 141986  
[MDavis@WalkupLawOffice.com](mailto:MDavis@WalkupLawOffice.com)  
4 JADE SMITH-WILLIAMS, State Bar No. 318915  
[JSmithWilliams@WalkupLawOffice.com](mailto:JSmithWilliams@WalkupLawOffice.com)  
5 WALKUP, MELODIA, KELLY & SCHOENBERGER  
650 California Street  
6 San Francisco, CA 94108  
Telephone: 415-889-2919  
7 Facsimile: 415-391-6965  
8 ALAN A. GREENBERG, State Bar No. 150827  
[AGreenberg@GGTrialLaw.com](mailto:AGreenberg@GGTrialLaw.com)  
9 WAYNE R. GROSS, State Bar No. 138828  
[WGross@GGTrialLaw.com](mailto:WGross@GGTrialLaw.com)  
10 DEBORAH S. MALLGRAVE, State Bar No. 198603  
[DMallgrave@GGTrialLaw.com](mailto:DMallgrave@GGTrialLaw.com)  
11 GREENBERG GROSS LLP  
601 South Figueroa Street, 30th Floor  
12 Los Angeles, CA 90017  
Telephone: 213-334-7000  
13 Facsimile: 213-334-7001  
14 SHANIN SPECTER, Pennsylvania State Bar No. 40928  
[shanin.specter@klinespecter.com](mailto:shanin.specter@klinespecter.com)  
15 KLINE & SPECTER, P.C.  
1525 Locust Street  
16 Philadelphia, PA 19102  
17 Telephone: 215-772-1000  
18 Pro Hoc Vice Petition Pending  
19 Attorneys for All Plaintiffs  
20 JOHN K. DIPAOLO, State Bar No. 321942  
[dipaolojohn@uchastings.edu](mailto:dipaolojohn@uchastings.edu)  
21 General Counsel  
Secretary to the Board of Directors  
Hastings College of the Law  
22 200 McAllister Street  
23 San Francisco, CA 94102  
Telephone: 415-565-4787  
Facsimile: 415-565-4825  
24 Attorney for Plaintiff  
25 HASTINGS COLLEGE OF THE LAW  
26  
27  
28

1 DENNIS J. HERRERA, State Bar No. 139669  
2 City Attorney  
3 MEREDITH B. OSBORN, State Bar No. 250467  
Chief Trial Deputy  
4 JEREMY M. GOLDMAN, State Bar No. 218888  
[Jeremy.Goldman@sfcityatty.org](mailto:Jeremy.Goldman@sfcityatty.org)  
5 TARA M. STEELEY, State Bar No. 231775  
[Tara.Steeley@sfcityatty.org](mailto:Tara.Steeley@sfcityatty.org)  
6 RYAN STEVENS, State Bar No. 306409  
[Ryan.Stevens@sfcityatty.org](mailto:Ryan.Stevens@sfcityatty.org)  
Deputy City Attorneys  
7 Fox Plaza  
8 1390 Market Street, Sixth Floor  
San Francisco, CA 94102-5408  
Telephone: 415-554-3975  
Facsimile: 415-554-3837  
9  
10 Attorneys for Defendant  
CITY AND COUNTY OF SAN FRANCISCO

11

12

**UNITED STATES DISTRICT COURT**  
**FOR THE NORTHERN DISTRICT OF CALIFORNIA**

13

14

HASTINGS COLLEGE OF THE  
LAW, a public trust and institution  
of higher education duly organized  
under the laws and the Constitution  
of the State of California;  
FALLON VICTORIA, an individual;  
RENE DENIS, an individual;  
TENDERLOIN MERCHANTS AND  
PROPERTY ASSOCIATION, a  
business association;  
RANDY HUGHES, an individual; and  
KRISTEN VILLALOBOS, an  
individual,

21

22

Plaintiffs,

23

v.

24

25

CITY AND COUNTY OF SAN  
FRANCISCO, a municipal entity,

26

27

28

Defendant.

Case No. 4:20-cv-03033-JST

**JOINT CASE MANAGEMENT  
STATEMENT**

1 As directed by this Court, the parties submit this Joint Case Management Statement in  
2 advance of the Case Management Conference Statement scheduled for 2:00 p.m. on May 22,  
3 2020.

4 The parties participated in settlement conferences presided over by Magistrate Judge  
5 Corley on May 19 and 20. The parties have engaged in good faith negotiations, but have not  
6 yet reached an agreement. An additional settlement conference is scheduled for Monday, June  
7 1, 2020.

8 Defendant City and County of San Francisco (“City”) will file a responsive pleading  
9 by June 23, 2020.

10 The City has agreed to accept service of written discovery from Plaintiffs without a  
11 preceding Rule 26 Conference.

12 Plaintiffs are preparing a motion for a preliminary injunction and order of mandamus.  
13 Whether and when plaintiffs file the motion will depend on the progress of settlement  
14 discussions.

15 Plaintiffs attach the following documents to this statement.

- 16 1. ORDER RE: PRELIMINARY INJUNCTION issued in LA Alliance for  
17 Human Rights, et al. v. City of Los Angeles, et al. CV 20-02291-DOC-KES.
- 18 2. Tenderloin tent count as of May 19, 2020 based on data gathered by Urban  
19 Alchemy. This count does not include tents located in Fulton Plaza, between  
20 the Asian Art Museum and the Public Library.
- 21 3. Article from May 20, 2020 edition of the San Francisco Chronicle entitled  
22 “Social distancing on Chestnut Street — what’s that?,” by Steve Rubenstein.  
23 <https://www.sfchronicle.com/bayarea/article/Social-distancing-on-Chestnut-Street-what-s-15275408.php>

25

26

27

28

**WALKUP, MELODIA, KELLY & SCHOENBERGER  
GREENBERG GROSS LLP**

Dated: May 21, 2020

By: /S/ Matthew D. Davis \_\_\_\_\_

Michael A. Kelly  
Richard H. Schoenberger  
Matthew D. Davis  
Jade Smith-Williams  
John K. DiPaolo  
Alan A. Greenberg  
Wayne R. Gross  
Deborah S. Mallgrave  
Shanin Spector

Attorneys for Plaintiffs HASTINGS COLLEGE OF THE LAW; FALLON VICTORIA; RENE DENIS; TENDERLOIN MERCHANTS AND BUSINESS OWNERS ASSOCIATION; RANDY HUGHES; and KRISTEN VILLALOBOS

## OFFICE OF THE CITY ATTORNEY

Dated: May 13, 2020

By: /S/ Ryan Stevens

Dennis J. Herrera  
Meredith B. Osborn  
Jeremy M. Goldman  
Tara M. Steeley  
Ryan Stevens

Ryan Stevens  
Attorneys for Defendant CITY AND  
COUNTY OF SAN FRANCISCO